

UNITED STATES DISTRICT COURT OF THE  
SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION

IN RE: DIGITEK PRODUCT LIABILITY  
LITIGATION

MDL NO. 1968

Case No.: 2:08-md-1968

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Related Case: Case No.: 2:09-cv-0671

**NOTICE OF ERRATA NO. 2**

Plaintiffs in the matter *Kathy McCornack, et al. v. Actavis, et al.*, Case No. 2-cv-0671, (“*McCornack* Plaintiffs”, “*McCornack* Action”), hereby respectfully submit this second notice of errata with respect to documents) filed in MDL No. 1968 and the *McCornack* Action on August 24-25, 2011. Specifically:

**Doc. No. 545, MDL No. 1968:** In a clerical error, Plaintiffs’ Exhibit 82 was omitted from the uploaded attachments to Doc. No. 545 (Part 1 of Plaintiffs’ Motion to Seal Confidential Information Pursuant to PTO No. 12). Plaintiffs’ Exhibit 82 is served and filed herewith.

Respectfully Submitted:

Dated: August 25, 2011

/s/ Don E. Ernst  
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**PROOF OF SERVICE (MDL NO. 1968)**

I am a resident of the County of San Luis Obispo, California; I am over the age of eighteen years and not a party to the within entitled action; my business address is Ernst Law Group, 1020 Palm Street, San Luis Obispo, California 93401.

On August 25, 2011, I served the foregoing document on the interested parties in said action, by placing: ☐ the original, ☒ a true copy thereof as follows:

**PLEASE SEE ATTACHED SERVICE LIST**

**☒ By Electronic Filing and Service (CM/ECF System):** I filed the document(s) listed above via the Court's Electronic Filing System (CM/ECF System) which constitutes service, pursuant to the order of the above-titled Court, upon the counsel on the service list.

**☐ By Regular U.S. Mail:** I caused an envelope, enclosing the document(s) listed above, with postage thereon fully prepaid to be placed in the United States mail at San Luis Obispo, California.

**☐ By U.S. Mail - Certified, Return Receipt Requested:** I caused an envelope, enclosing the document(s) listed above, with postage thereon fully prepaid to be placed in the United States mail at San Luis Obispo, California.

**☐ By Facsimile:** I caused the document(s) listed above to be transmitted via facsimile to the facsimile number(s) listed in the attached service list.

**☐ By Electronic Mail:** I served the document(s) listed above by electronic mail and .pdf attachment through the office e-mail service for Ernst Law Group.

**☐ By Personal Delivery:** I caused an envelope, enclosing the document(s) listed above, to be delivered by hand to the office of addressee.

**☐ By Next Business Day Delivery:** I caused an envelope, enclosing copies and/or a DVD with .pdf copies of the document(s) listed above, to be delivered by Federal Express courier service, for next business day delivery.

☐ **State:** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

☒ **Federal:** I declare under penalty of perjury under the laws of the United States of America that I am an attorney licensed to practice in the State of California and authorized to practice before this Court in this action (and related MDL No. 1968), and that the foregoing is true and correct.

Executed on August 25, 2011, at San Luis Obispo, California.

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